IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE
PRESENT
THE HON'BLE MR. JUSTICE : GHULAM MOHAMMED

C.R.P.M.P.NO. 5640 OF 2005
IN
CRP.NO. 1686 OF 2005

Between:
J.V.Manikyam Gupta.

Petitioner
(Petitioner in C.R.P. No. 1686 of 2005
on the file of the High Court)

AND

1. G.A.Gaffer S\o G.Hyder Saheb, aged 75 years.
2. G.Mahamad Miah. S\o Hyder Saheb.
3. G.Saleem Hyder S\oG.A.Salam.
4. G.Kaleem S\o G.A.Salam.

(All are residents of 3\40, Osmania College Road, Kurnool, Kurnool District).

Respondents
(Respondents in –do-)

Petition under Section 151 of CPC praying that in the circumstances stated in the affidavit filed therein the High Court may be pleased to permit the petitioner to withdraw the one-fourth of the suit amount deposited in respect of E.P.No.186\2004 on the file of Addl. Senior Civil Judge, Kurnool by vacating the interim stay granted in the above C.R.P. pending C.R.P. No. 1686 of 2005 presented to the High Court to revise the Order of the Court of the Additional Senior Civil Judge, Kurnool passed in E.P.No.186\2004 in O.S.nO.183\2002, dt. 9-3-2005.

The petition coming on for orders as to admission upon perusing the petition and memo of grounds filed herein support thereof and the order of the High Court dt. 25-3-2005 and 1-7-2005 made in C.R.P.No.1686\2005 and upon hearing the arguments of Mr. K.Rathanga Pani Reddy, Advocate for Petitioner, and Smt. K.Sesharajyam, Advocate for Respondents, the court made the following:

ORDER :

" Heard counsel on either side.

The revision petitioners are stated to have complied with the order of this court dated 1-7-2005. The present petition is filed by the decree holder seeking withdrawal of the amount deposited by the judgment debtors.

Having regard to the facts and circumstances and the revision petitioners suffered the decree, I deem it just and proper to permit the decree holder to withdraw the amount deposited without furnishing any security.

The petition is accordingly ordered.

Post CRP Next week."

ASSISTANT REGISTRAR

//TRUE COPY//

for ASSISTANT REGISTRAR

To

1. The Additional Senior Civil Judge, Kurnool.
2. G.A.Gaffer S\o G.Hyder Saheb, aged 75 years.
3. G.Mahamad Miah. S\o Hyder Saheb.
4. G.Saleem Hyder S\o G.A.Salam.
5. G.Kaleem S\o G.A.Salam.

(Addressees 2 to 4 are residents of 3\40, Osmania College Road, Kurnool, Kurnool District).

6. One spare copy.

MVJ.

HIGH COURT

GM, J

DATE: 28-9-2005
NOTE: POST CRP NEXT WEEK.

ORDER

CRPMP.NO.5640 OF 2005

IN
CRP.NO. 1686 OF 2005

EXTENSION

HIGH COURT

MVJ
DRAFTED ON: 30-9-2005

GM, J

DATE: 28-9-2005
NOTE: POST CRP NEXT WEEK.

ORDER

CRPMP.NO.5640 OF 2005
IN
CRP.NO. 1686 OF 2005

EXTENSION